

WEST VIRGINIA LEGISLATURE

2020 REGULAR SESSION

Introduced

Senate Bill 295

FISCAL
NOTE

BY SENATOR CLINE

[Introduced January 10, 2020; referred
to the Committee on the Judiciary]

1 A BILL to amend the Code of West Virginia, 1931, as amended, by adding thereto a new section,
 2 designated §61-8B-10a, relating to establishing criminal penalties for sexual relationships
 3 between teachers and students in schools in West Virginia.

Be it enacted by the Legislature of West Virginia:

ARTICLE 8B. SEXUAL OFFENSES.

§61-8B-10a. Imposition of sexual activity on a student of a school in West Virginia by a teacher.

1 Any teacher employed at a school in the State of West Virginia, who engages in sexual
 2 intercourse, sexual intrusion, or sexual contact, as defined in §61-8B-1 of this code, with a person
 3 who is a student at the school and has not graduated high school is guilty of a felony and, upon
 4 conviction thereof, shall be fined not more than \$5,000 or imprisoned in a state correctional facility
 5 for not less than one nor more than five years or both fined and imprisoned.

NOTE: The purpose of this bill is to establish criminal penalties for sexual intercourse, sexual intrusion or sexual contact with a school student who has not finished high school, by a teacher of the school.

Strike-throughs indicate language that would be stricken from a heading or the present law and underscoring indicates new language that would be added.